

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,)	INDICTMENT	<i>CR 13-15 DWF/LIB</i>
)		
Plaintiff,)	(18 U.S.C. § 2)	
)	(18 U.S.C. § 922(g)(1))	
v.)	(18 U.S.C. § 924(c)(1)(A)(ii))	
)	(18 U.S.C. § 924(c)(1)(B)(i))	
(1) CODY LOWELL TROY,)	(18 U.S.C. § 981(a)(1)(C))	
)	(18 U.S.C. § 2113(a))	
(2) TRAVIS MICHAEL BURNS,)	(18 U.S.C. § 2113(d))	
)	(28 U.S.C. § 2461(c))	
)		
Defendants.)		

THE UNITED STATES GRAND JURY CHARGES THAT:

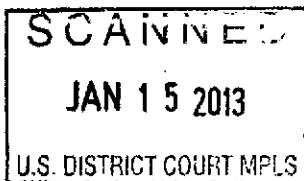
COUNT 1

(Armed Bank Robbery)

On or about December 10, 2012, in the State and District of Minnesota, the defendants,

**CODY LOWELL TROY, and
TRAVIS MICHAEL BURNS,**

each aiding and abetting the other, did knowingly, by force, violence, and intimidation, take from the person and presence of a victim teller approximately \$3,738.00 in United States currency belonging to and in the care, custody, control, management, and possession of the First State Bank of Bigfork located in Kelliher, Minnesota, the deposits of which were then insured by the Federal Deposit Insurance Corporation, and in committing such offense, did assault and put in jeopardy the life of another person by the use of a dangerous weapon, that is, a sawed-off shotgun, in



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violation of Title 18, United States Code, Sections 2, 2113(a), and 2113(d).

COUNT 2

(Brandishing a Firearm During a Crime of Violence)

On or about December 10, 2012, in the State and District of Minnesota, the defendant,

CODY LOWELL TROY,

did knowingly brandish a firearm, namely, a Mossberg 12-gauge sawed-off shotgun with a partially obliterated serial number, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, specifically, armed bank robbery, in violation of Title 18, United States Code, Sections 2113(a) and 2113(d); all in violation of Title 18, United States Code, Sections 924(c)(1)(A)(ii) and 924(c)(1)(B)(i).

COUNT 3

(Felon in Possession of a Firearm)

On or about December 10, 2012, in the State and District of Minnesota, the defendant,

CODY LOWELL TROY,

having previously been convicted of a crime punishable by imprisonment for a term exceeding one year, namely, Third Degree Burglary in Koochiching County, Minnesota, on or about November 21, 2011, did knowingly and unlawfully possess, in and affecting interstate commerce, a firearm, namely, a Mossberg 12-gauge sawed-

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off shotgun with a partially obliterated serial number, in violation of Title 18, United States Code, Section 922(g)(1).

FORFEITURE ALLEGATIONS

Counts 1 through 3 of this Indictment are hereby realleged and incorporated as if fully set forth herein by reference, for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Sections 924(d)(1) and 981(a)(1)(C), and Title 28, United States Code, Section 2461(c).

As a result of the offenses alleged in Counts 1 through 3 of this Indictment, defendants shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2861(c), any firearm or ammunition involved in or used in any knowing violation of Sections 2113(a), 2113(d), 924(c), and 922(g), including a firearm, namely a Mossberg 12-gauge sawed-off shotgun with a partially obliterated serial number, all in violation of Title 18, United States Code, Sections 924(d)(1), 2113(a), and 2113(d).

In addition, the defendants shall forfeit to the United States pursuant to Title 18, United States Code, Section 981(a)(1)(C), and Title 28, United States Code, Section 2461(c), any property, real or personal, which constitutes or is derived from proceeds traceable to the violations of Title 18, United States Code, Sections 2113(a), 2113(d), 924(c), and 922(g)(1).

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If any of the above-described forfeitable property is unavailable for forfeiture, the United States intends to seek the forfeiture of substitute property as provided for in Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c).

All in violation of Title 18, United States Code, Sections 981(a)(1)(C), 2113(a) and 2113(d), and Title 28, United States Code, Section 2461(c).

A TRUE BILL

UNITED STATES ATTORNEY

FOREPERSON